

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Service – PR & RD Dept. – Allegations of corruption against Sri P. Srinivasa Rao, I/c MPDO, Talupula Mandal, Ananthapur District – Charge Sheet filed – Convicted – Imposing punishment of withholding of pension and gratuity in full permanently for his conviction – Orders – Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG.III) DEPARTMENT

G.O.Ms.No. 438

Dated: 30 -12-2010

Read the following:-

- Ref: 1. From the DG, ACB, Hyd. Lr.Rc.No.20/ACT.ATP/2000-S.14, Dt.28-2-2000.
2. From CPR&RE, Hyd.Procgs.No.3266/CPR&RE/I2/2000, Dt.23-2-2000.
3. From the DG, ACB, Hyd. Lr.Rc.No.20/ACT.ATP/2000-S.14, Dt.20-6-2001.
4. Govt. Memo No.100/VS/A2/2001-2, Dt.7-9-2001.
5. From the DG, ACB, Hyd. Lr.Rc.No.20/ACT.ATP/2000 Dt.8-08-2006 along with judgment dt Dt.18-7-2006 in C.C No.21of 2007, of the Addl. Spl. Judge for SPE & ACB cases Hyd.
6. Govt. Memo. No.100/Vig.III/2001-11, Dt.2-11-2006.
7. From the APAT, Hyd. order dt.3-6-2010. in O.A.No.3592/2007 with VMA No.665/2010

ORDER

It had been brought to the notice of the Govt., that, Sri P.Srinivasa Rao, former Extension Officer (R.D.), FAC MPDO., Talupula Mandal, Anantapur District was trapped by the officials of the ACB on 17-2-2000, when he demanded and accepted an amount of Rs.2000/-from one, Sri V. Venkata Ramana for doing some official favour. He was placed under suspension by the CPR & RE on 23-2-2000 vide reference 2nd read above. While he was under suspension, the A.O. retired from service on 31-5-2000 on attaining the age of superannuation.

In the reference 3rd read above, the D.G., ACB, Hyd in his final report has recommended for prosecution of the AO in a court of law. In the reference 4th read above, the D.G., ACB., was informed that, since the A.O. was retired from service sanction order for his prosecution is not required as per section 197 of Cr.P.C. and requested the DG, ACB to take further action in the matter.

In the reference 5th read above, while enclosing the Judgment dated 18-7-2006 in C.C.No.21/2001 , the D.G., ACB., Hyd., has stated that the Hon'ble Addl. Spl. Judge for SPE & ACB Cases, Hyd., convicted the A.O. under Sec.248(2) Cr.P.C. for the offences punishable under sec. 7 and sec. 13(1)(d) r/w sec,13(2) of P.C. Act. Further the Hon'ble Court also sentenced the A.O. to undergo R.I. for a period of one year and to pay a fine of Rs.1000/- in default to undergo

S.I. for a period of three months for the offence punishable u/s.13(1)(d) r/w sec.13(2) of P.C. Act, 1988. Both the sentences of imprisonment of the A.O. shall run concurrently. The D.G., ACB., Hyd. has further stated that the A.O. would have been dismissed from service, as per G.O.Ms.No.2, GA (Ser.C) Dept., dt. 4-1-1999, if he is in service. Since the A.O. was retired from service on

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31-5-2000, he has requested to take necessary further action against Sri P.Srinivasa Rao, A.O., under AP Revised Pension Rules, 1980.

Govt. after careful examination of the matter have provisionally decided to impose penalty of withholding of pension and gratuity in full permanently against the A.O. Accordingly, in the reference 6th read above, a show cause notice was issued to Sri P.Srinivasa Rao., former I/c MPDO and now retired, calling for his representation thereon as to why the penalty of withholding of pension and gratuity in full permanently should not be imposed against him for his concition. The A.O has not submitted his explanation. Upon receipt of the Show cause notice dt. 2-11-2006, Sri P.Srinivasa Rao, I/c., MPDO (now Retd) has filed O.A.No.3592 of 2007 before the Hon'ble A.P.A.T., Hyd., challenging the show-cause notice dt. 2-11-2006. The Hon'ble APAT.,Hyd. while admitting the O.A., passed interim orders on 29-6-2007 as under:-

"Pending disposal of the O.A., the respondents are directed to continue to pay the provisional pension to the applicant".

In the reference 7th read above, the Hon'ble APAT in its final order dt.3-6-2010 in O.A.No.3592/2007 with VMA No.665/2010 has held that the prayer sought for by the applicant cannot be conceded to. The OA is dismissed. Interim orders stand vacated.

Govt., have examined the matter carefully and decided to impose the penalty of withholding of pension and gratuity in full permanently against Sri P. Srinivas Rao, former I/c MPDO, Talupula Mandal, Anantapur District and now retired for his conviction and accordingly hereby direct to impose the penalty of withholding of pension and gratuity in full permanently with immediate effect as per Rule 9 of APRP Rules, 1980 against Sri P. Srinivas Rao, former I/c MPDO, Talupula Mandal, Anantapur District.

The Commissioner of Panchayat Raj & Rural Employment, A.P, Hyderabad shall take action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M.V.P.C SASTRY
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To

The Commissioner of Panchayat Raj &
Rural Employment, A.P, Hyderabad.

The individual (through the Commissioner, Panchayat Raj & Rural
Employment, A.P, Hyd).

Copy to:

The District Collector, Anantapur.

The Accountant General, A.P, Hyderabad.

The District Treasury Officer, Anantapur.

The DG, ACB, Hyderabad.

The Secretary to the Vigilance Commissioner,
A.P, Vigilance Commission, Hyderabad.

Sf/Sc.

// FORWARDED BY ORDER //

SECTION OFFICER